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Patent Application  
Attorney Docket No. PC10805B

I hereby certify that this correspondence is being deposited with the United States Postal Service as first-class mail in an envelope addressed to:  
Hon. Commissioner for Patents, Box Amendment, P. O. Box 1450, Alexandria, VA 22313-1450 on this 5th day of November, 2004.

By

*Kelly A. Smith*

(Signature of person mailing)

Kelly A. Smith

(Typed or printed name of person)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: William J. Curatolo, et al. :

APPLICATION NO.: 10/688,142 : Examiner:

FILING DATE: October 17, 2003 : Group Art Unit: 1615

TITLE: METHOD OF INCREASING THE :  
BIOAVAILABILITY AND TISSUE  
PENETRATION OF AZITHROMYCIN

Hon. Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

INFORMATION DISCLOSURE STATEMENT  
PURSUANT TO 37 C.F.R. § 1.97 ET SEQ.

Applicant(s) herein make(s) available to the U.S. Patent and Trademark Office a copy of PTO-FB-A820 which lists the references cited by the applicant(s), copies of which are enclosed.

The Examiner is requested to consider carefully the complete text of these references in connection with the examination of the above-identified application in accord with 37 C.F.R. § 1.104(a). It is believed the Examiner will concur with applicant's belief that the subject matter presently claimed is neither anticipated nor rendered obvious by the foregoing references.

It is requested that the references listed on the attached form PTO-FB-A820 be included in the "References Cited" portion of any patent issuing from this application (M.P.E.P. § 1302.12).

A prompt and favorable response is earnestly solicited.

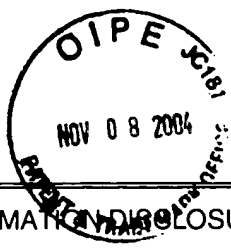
Respectfully submitted,

Date: 5 November 2004

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INFORMATION DISCLOSURE CITATION (Use several sheets if necessary)	ATTY. DOCKET NO. PC10805B	SERIAL NO. 10/688,142
	APPLICANT William J. Curatolo, et al.	
	FILING DATE October 17, 2003	GROUP 1615

**U.S. PATENT DOCUMENTS**

EXAMINER INITIAL		DOCUMENT NUMBER							DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	US	5	6	9	8	5	2	9	12/16/97	Alakhov, et al.	514/34		
	US	5	8	1	7	3	2	1	10/6/98	Alakhov, et al.	424/400		
	US	5	8	4	0	3	1	9	11/24/98	Alakhov, et al.	424/400		
	US	6	1	5	3	1	9	3	11/28/00	Kabanov, et al.	424/184.1		
	US	6	2	7	7	4	1	0	8/21/01	Kabanov, et al.	424/486		
	US	6	3	8	7	4	0	6	5/14/02	Kabanov, et al.	424/486		

**FOREIGN PATENT DOCUMENTS**

DOCUMENT NUMBER									DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
									Mm/dd/yy				YES	NO
	WO	9	4	0	8	5	6	4	4/28/94	International	A61K	9/107		
	WO	9	6	4	0	0	5	6	12/19/96	International	A61K	9/107		
	WO	9	9	4	3	3	4	3	9/2/99	International	A61K	38/28		
	EP	0	8	7	1	4	3	2	11/5/03	European	A61K	9/107		
	EP	1	3	1	0	2	4	4	05/14/03	European	A61K	9/107		

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.